CERTIFICATE OF SERVICE

I hereby certify that I have on this 2nd day of April, 2013, served the foregoing **Notice of**Motion and Motion to Dismiss the Amended Complaint via electronic filing, to the United

States District Court for the Eastern District of Pennsylvania and served a copy of the same via the manner listed below and addressed as follows:

Via ECF Electronic Service to E-mail Address: dmcmullen@andersonkill.com

Darin J. McMullen Esq. ANDERSON KILL & OLICK, P.C. 1600 Market St., Suite 2500 Philadelphia, PA 19103

Via U.S. Mail, first-class, postage prepaid

William G. Passannante, Esq., Of Counsel Matthew F. Putorti, Esq., Of Counsel ANDERSON KILL & OLICK, P.C. 1251 Avenue of the Americas New York, NY 10020

John R. Wagner, Esq. UNITED REFINING COMPANY 15 Bradley Street Warren, PA 16365

Attorneys for Defendants

/s/ Amy M. Churan